

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CARPENTERS HEALTH)
BENEFITS FUND, PIRELLI ARMSTRONG)
RETIREE MEDICAL BENEFITS TRUST;)
TEAMSTERS HEALTH & WELFARE FUND)
OF PHILADELPHIA AND VICINITY;)
PHILADELPHIA FEDERATION OF)
TEACHERS HEALTH AND WELFARE)
FUND; DISTRICT COUNCIL 37, AFSCME -)
HEALTH & SECURITY PLAN; JUNE)
SWAN; BERNARD GORTER, SHELLY)
CAMPBELL and CONSTANCE JORDAN)

Plaintiffs,)

v.)

FIRST DATABANK, INC., a Missouri)
corporation; and McKESSON)
CORPORATION, a Delaware corporation,)

Defendants.)

C.A. No. 1:05-CV-11148-PBS

**PLAINTIFFS' AND FIRST DATABANK'S STATUS REPORT FOLLOWING FINAL
APPROVAL HEARING CONDUCTED ON JANUARY 22, 2008**

The Class Plaintiffs and the Defendant, First DataBank ("FDB"), pursuant to the request of this Court at the final approval hearing conducted on January 22, 2008, hereby provide the following status report regarding ongoing negotiations.

Class Plaintiffs and First DataBank report that since the time of the final approval hearing they have conducted negotiations in an effort to determine whether appropriate modifications to the proposed settlement can be reached. Recently, counsel for the affected parties have reached an agreement in principle which is subject to further review by the parties. The settling parties

anticipate that the proposed modifications to the resolution, if accepted, will be filed by the Court by March 5, 2008.

In light of the above, the settling parties request that, if it is at all reasonably possible to the schedule of this Court, that they be afforded the opportunity to appear before the Court *prior* to the filing of the proposed modifications.

Dated: February 29, 2008

By /s/Thomas M. Sobol
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party through the Court's electronic filing service on February 29, 2008.

/s/ Thomas M. Sobol

Thomas M. Sobol